

MINUTES

MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN BOB DEPRATU**, on March 25, 2003 at 8:05 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Bob DePratu, Chairman (R)
Sen. Bob Story Jr., Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. John C. Bohlinger (R)
Sen. Jon Ellingson (D)
Sen. Bill Glaser (R)
Sen. Dan Harrington (D)
Sen. Walter McNutt (R)
Sen. Mike Taylor (R)
Sen. Ken Toole (D)

Members Excused: Sen. Jim Elliott (D)

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Shirley Herrin, Committee Secretary

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

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|------------------------|--|
| Hearing & Date Posted: | HB 452, 3/18/2003; SB 480, 3/19/2003 |
| Executive Action: | SB 480, HB 517, SB 462, SB 478, SB 470 SB 186 Indefinitely Postponed SB 224 Indefinitely Postponed SB 466 Indefinitely Postponed |

HEARING ON HB 452

Opening Statement by Sponsor:

8:05 **REP. HOLLY RASER, HD 70, Missoula** "Tax credit for developmentally disabled funding". **EXHIBIT(tas63a01)**
EXHIBIT(tas63a02)

Proponents' Testimony:

8:15 Wally Melcher, MT Assoc. for Persons with Developmental Disabilities.
8:23 Chris Volinkaty, Kids & Families with Developmental Disabilities.

Opponents' Testimony: None

Informational Witnesses:

8:26 Jim McKeon, Department of Revenue

Questions from Committee Members and Responses:

8:28 Begin
8:33 **SEN. BOB STORY** questioned Larry Finch, Dept. of Revenue
8:39 Ended
11 min Time elapsed.

Closing by Sponsor:

8:39 **REP. RASER** closed on HD 452.

HEARING ON SB 480

Opening Statement by Sponsor:

8:43 **SEN. JERRY BLACK, SD 44, Shelby** "Revise tax laws to clarify taxation of dividends."

Proponents' Testimony: None

Opponents' Testimony: None

Questions from Committee Members and Responses:

8:47 **SEN. JON ELLINGSON** made a comment.

Closing by Sponsor:

8:47 **SEN. BLACK** closed on SB 480.

CHAIRMAN DEPRATU called for a short recess.

EXECUTIVE ACTION ON SB 480

9:10 Motion/Vote: SEN. STORY moved that SB 480 DO PASS.
Motion carried unanimously.

EXECUTIVE ACTION ON HB 517

9:11 Motion: SEN. STORY moved that HB 517 BE CONCURRED IN.
He then moved that HB 517 BE AMENDED HB051701.agp
EXHIBIT(tas63a03) .

Discussion:

9:13 Begin

Vote: The motion on the amendments carried unanimously

Vote: The motion on the amendments carried unanimously
with BLACK, ELLIOTT and TOOLE voting by proxy.

9:14 Motion/Vote: SEN. STORY moved that HB 517 BE CONCURRED
IN AS AMENDED and addressed the bill. Motion carried
unanimously with BLACK, ELLIOTT and TOOLE voting by
proxy.

9:17 CHAIRMAN DEPRATU turned the chair over to VICE CHAIRMAN
STORY.

EXECUTIVE ACTION ON SB 462

9:18 Motion: SEN. DEPRATU moved that SB 462 DO PASS. He
then moved the amendment SB046203.alh
EXHIBIT(tas63a04) .

Discussion:

9:22 Begin

Vote: The motion on the amendments carried unanimously
with BLACK, ELLIOTT and TOOLE voting by proxy.

9:26 Motion/Vote: SEN. DEPRATU moved that SB 462 DO PASS AS
AMENDED. Motion carried unanimously with BLACK, ELLIOTT
and TOOLE voting by proxy.

EXECUTIVE ACTION ON SB 478

- 9:27 **Motion:** SEN. STORY moved that SB 478 DO PASS. He then moved the amendments SB047801.alh **EXHIBIT**(tas63a05) and addressed the amendments. **Vote:** The motion on the amendments carried unanimously with BLACK, ELLIOTT and TOOLE voting by proxy.
- 9:30 **Motion/Vote:** SEN. STORY moved that SB 478 DO PASS AS AMENDED. He spoke to the bill. Motion carried unanimously with BLACK, ELLIOTT and TOOLE voting by proxy.

CHAIRMAN DEPRATU called a brief recess to allow the sub-committee of SEN. BILL GLASER, SEN. MIKE TAYLOR and SEN. JON ELLINGSON to meet to discuss SB 470.

EXECUTIVE ACTION ON SB 470

- 9:33 **Motion:** SEN. TAYLOR moved that SB 470 DO PASS AS AMENDED.
- 9:34 Terry Johnson, Legislative Fiscal Division
EXHIBIT(tas63a06) **EXHIBIT**(tas63a07)
- 9:35 SEN. GLASER made a point of order that the sub-committee could only make a recommendation on the amendment.
- 9:36 **Motion:** SEN. TAYLOR moved that SB 470 BE AMENDED. See SB047001.alh Exhibit (6).

Discussion:

- 9:37 Begin
- 9:46 Terry Johnson reviewed Exhibit (7)
- 10:42 SEN. JEFF MANGAN thanked the sub-committee for their work on the bill and addressed the bill.
- 11:05 **Vote:** The motion on the amendment carried 8-3 with ELLIOTT (proxy), HARRINGTON and TOOLE (proxy) voting no. Roll Call Vote No. 1. GLASER voted aye by proxy.

Discussion:

- 11:06 Begin
- 11:07 The committee reviewed **EXHIBIT**(tas63a08)
EXHIBIT(tas63a09) and **EXHIBIT**(tas63a10).

11:10 Motion/Vote: SEN. TAYLOR moved that SB 470 DO PASS AS AMENDED. Motion carried 8-3 with ELLIOTT (proxy) HARRINGTON, and TOOLE (proxy) voting no. GLASER voted aye by proxy. Roll Call Vote No. 2.

EXECUTIVE ACTION ON SB 466

11:15 Motion/Vote: SEN. BOHLINGER moved that SB 466 BE INDEFINITELY POSTPONED. Motion carried unanimously with ELLIOTT, GLASER and TOOLE voting by proxy.

EXECUTIVE ACTION ON SB 186

11:15 Motion/Vote: SEN. BLACK moved that SB 186 BE INDEFINITELY POSTPONED. Motion carried unanimously with ELLIOTT, GLASER and TOOLE voting by proxy.

EXECUTIVE ACTION ON SB 224

11:16 Motion/Vote: SEN. STORY moved that SB 224 BE INDEFINITELY POSTPONED. Motion carried unanimously with ELLIOTT, GLASER and TOOLE voting by proxy.

ADJOURNMENT

Adjournment: 11:17 A.M.

SEN. BOB DEPRATU, Chairman

SHIRLEY HERRIN, Secretary

BD/SH

EXHIBIT (tas63aad)